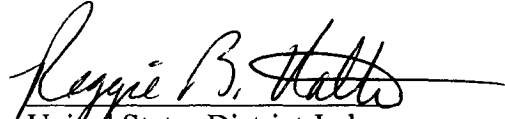


Clerk, U.S. District & Bankruptcy
Courts for the District of Columbia

Civil Action No. 12-1528 (UNA)

Rather than filing a motion in the dismissed action to reopen that case and to amend the complaint, the plaintiff initiated this new action with the same complaint and, hence, the same defect. Based upon the Court's finding in the earlier action that the complaint failed to allege any compensable losses, the Court will grant plaintiff's motion to proceed *in forma pauperis* and dismiss this action for failure to state a claim upon which relief may be granted. *See* 28 U.S.C.

§ 1915(e)(2)(B)(ii) (requiring the Court to dismiss a complaint “at any time” it determines that the action fails to state a claim).¹


United States District Judge

DATE: October 15th, 2012

¹ A separate Order accompanies this Memorandum Opinion.